

BEFORE THE
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF:

ILLINOIS BELL TELEPHONE COMPANY
(SBC ILLINOIS) and VERTEX BROADBAND
CORP.

) No. 04-0363

Joint Petition for Approval of an
Interconnection Agreement dated
April, 16, 2004, pursuant to
47 U.S.C., Section 252.

Chicago, Illinois

June 3rd, 2004

Met pursuant to notice at 10:00 a.m.

BEFORE:

MR. JOHN RILEY, Administrative Law Judge.

APPEARANCES:

MR. JAMES A. HUTTENHOWER,
225 West Randolph Street,
Chicago, Illinois 60606,
appeared for Illinois Bell;

MS. BRANDY D.B. BROWN,
160 North LaSalle Street,
Chicago, Illinois 60601,
appeared for Commission Staff.

SULLIVAN REPORTING COMPANY, by
Teresann B. Giorgi, CSR

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WITNESSES:

DIRECT

CROSS

BY EXAMINER

NONE

EXHIBITS

STAFF'S

FOR IDENTIFICATION

IN EVIDENCE

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1 JUDGE RILEY: Pursuant to the direction of the
2 Illinois Commerce Commission, I now call
3 Docket 04-0363. This is a Joint Petition between
4 Illinois Bell Telephone Company (SBC Illinois)
5 and Vertex Broadband Corporation, for approval of an
6 Interconnection Agreement, dated April 16, 2004,
7 pursuant to 47 U.S.C., Section 252.

8 Counsel for SBC, an appearance for
9 the record, please.

10 MR. HUTTENHOWER: James Huttenhower, 225 West
11 Randolph Street, Suite 25D, Chicago, Illinois 60606.

12 JUDGE RILEY: And for Staff.

13 MS. BROWN: Brandy D.B. Brown, on behalf of
14 Staff of the Illinois Commerce Commission, 160 North
15 LaSalle, Suite C-800, Chicago, Illinois 60601.

16 JUDGE RILEY: Thank you. And have either of the
17 parties been contacted by the CLEC in this matter?

18 SBC.

19 MR. HUTTENHOWER: SBC has not.

20 JUDGE RILEY: Nothing from Staff?

21 MS. BROWN: Nothing from Staff.

22 JUDGE RILEY: Let the record reflect that on

1 May 17, 2004, notice was served electronically from
2 the Office of the Chief Clerk of the Commission to
3 Mr. Daniel Keyhole (phonetic) and Blake Emmerson
4 (phonetic), Vertex Broadband Corporation, at 925
5 North Milwaukee Avenue in Wheeling, Illinois.

6 We have not heard from these parties;
7 therefore, we will proceed as we are assembled.

8 And as always in these matters, I turn
9 to Staff and ask, has a verified statement been
10 filed in this matter?

11 MS. BROWN: Yes.

12 Staff has filed, what has been marked
13 Staff Exhibit 1, the Verified Statement of James
14 Zolnierenk, stating that there is nothing
15 discriminatory and nothing against the public
16 interest.

17 Subject to usual post approval
18 requirements, namely, amending the tariff to include
19 the negotiated Agreement and filing this verified
20 statement with the Chief Clerk of the Commission, we
21 move for the admission of Staff Exhibit 1, the
22 Verified Statement of James Zolnierenk, to the

1 record, as it is found on the e-docket, previously
2 filed May 25th, 2004, and bears Tracking Number
3 47426.

4 JUDGE RILEY: Thank you.

5 And is there any objection from SBC
6 to the admission of Staff Exhibit 1 into evidence?

7 MR. HUTTENHOWER: No there is not.

8 JUDGE RILEY: Staff Exhibit 1 is admitted into
9 evidence.

10 (Whereupon, Staff's Exhibit
11 No. 1 was admitted into
12 evidence.)

13 JUDGE RILEY: Does Staff have anything further?

14 MS. BROWN: Nothing further.

15 JUDGE RILEY: SBC?

16 MR. HUTTENHOWER: Nothing further.

17 JUDGE RILEY: Then, I direct the Court Reporter
18 to mark this matter heard and taken.

19 HEARD AND TAKEN

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